

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, MARCH 9, 1976
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE
2:00 P.M.

Present-Councilmen Johnson, O'Connor, Hubbard, Gade, Ellis, Haro, and
Mayor Wilson.

Absent--Councilmen Williams and Morrow.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 2:06 p.m.

(Item 1)

Roll call was taken.

(Item 2)

Mayor Wilson introduced Rev. John Worthington, Pastor, United Church
of Mira Mesa, who gave the Invocation.

(Item 3)

Councilman Hubbard led the Pledge of Allegiance.

There were no requests for continuances.

(Item 20)

The hour of 2:00 p.m. having arrived, the Mayor announced this was
the time and place set for the hearings on installation of a Sewer Main in
Spalding Place, between Georgia Street and the Alley in Block 24, University
Heights - on Resolution of Intention No. 215116. It was reported that one
protest had been received.

J. F. McLaughlin, Engineering and Development Department, requested
this item be trailed for a full Council.

By common consent, the item was trailed for full Council.

(Item 21 - CASE NO. 38-76-1)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing on appeal of Don Roger Norman and Gerald W. Bosstick, by Bryl D. Phelps, from the decision of the Planning Commission in failing to approve their application to rezone a portion of Pueblo Lot 1233, located on the south side of Clairemont Mesa Boulevard just west of the I-805 interchange, at the intersection of Kesling Street and Mt. Abernathy Avenue, from Zone R-1-5 to Zone CA. It was reported that no written protests had been received.

Councilman Williams entered the Chambers.

Ken Klein, Planning Department, answered questions directed by the Council.

Councilman Morrow entered the Chambers.

Bryl D. Phelps and Gerry Bosstick appeared to speak in favor of the appeal.

Mary Chipps and Marian Bear appeared to speak in opposition to the appeal.

Ken Klein, Planning Department, answered questions directed by the Council.

The hearing was closed on motion of Councilman Morrow.

A proposed Ordinance, incorporating a portion of Pueblo Lot 1233, into CA Zone, as defined by Section 101.0428.1 of the San Diego Municipal Code, and repealing Ordinance No. 13456, approved February 15, 1932, of the Ordinances of The City of San Diego, insofar as the same conflicts herewith, was introduced on motion of Councilman Morrow by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Gade, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None.

RESOLUTION 215442, certifying that the information contained in Environmental Negative Declaration No. 75-10-26P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council, was adopted on motion of Councilman Morrow.

(Item 20 - Second Time)

J. F. McLaughlin, Engineering and Development Department, answered questions directed by the Council.

The hearing was closed, overrule protest, and the following Resolutions adopted on motion of Councilman Hubbard:

RESOLUTION 215443, installation of a Sewer Main in Spalding Place, between Georgia Street and the Alley in Block 24, University Heights; and

RESOLUTION 215444, ordering work to improve Spalding Place from Georgia Street West to Alley in Block 24, University Heights in accordance with Resolution of Intention No. 215116.

(Item 22 - TM 75-108)

The hour of 2:00 p.m. having arrived, the Mayor announced this was the time and place set for the hearing, on appeals of Edward B. Hayes, Charles E. Fredrick, Mr. and Mrs. Richard Sutton, Mr. and Mrs. David Barron, Eleanor Divine, Max Goldsmith, Mr. and Mrs. Joseph Hartnett, Macklin Hannan, Mr. and Mrs. Carl Pitts, and Mr. and Mrs. Joseph Pereue, Jr., from the decision of the Planning Commission in denying their appeals and upholding the decision of the Subdivision Review Board in approving the Tentative Subdivision Map of La Jolla Scenic West. This is a 17-lot subdivision of a portion of Pueblo Lot 4264 located south of Hillside Drive and west of La Jolla Scenic Drive South, in the R-1-20 (HR Overlay) Zone. It was reported that no written protests had been received.

Ken Klein, Planning Department, answered questions directed by the Council.

Councilman Hubbard moved to suspend the rules to allow twenty minutes testimony per side, which passed unanimously.

Edward B. Hayes and Max Goldsmith appeared to speak in favor of the appeals.

Raymond Satina and Guy Winton appeared to speak in opposition to the appeals.

Councilman Haro left the Chambers.

J. R. Crosby, Engineering and Development Department, answered questions directed by the Council.

A motion by Councilman Johnson to close the hearing, deny the appeals and approve the Tentative Map based on the findings of the Planning Commission and subject to the conditions imposed received no vote at this time.

J.R. Crosby, Engineering and Development, answered questions directed by the Council.

(Item 22 - TM 75-108 - Continued)

Councilman Haro entered the Chambers.

Ken Klein, Planning Department and J. R. Crosby, Engineering and Development Department, answered further questions directed by the Council.

The hearing was closed on motion of Councilman Johnson.

RESOLUTION 215445, denying the appeals of Edward B. Hayes, Charles E. Fredrick, Mr. and Mrs. Richard Sutton, Mr. and Mrs. David Barron, Eleanor Divine, Max Goldsmith, Mr. and Mrs. Joseph Hartnett, Macklin Hannan, Mr. and Mrs. Carl Pitts, and Mr. and Mrs. Joseph Pereue, Jr; and approving the tentative subdivision map of La Jolla Scenic West based on the findings presented and subject to the conditions imposed in the Planning Commission Resolution, was adopted on motion of Councilman Johnson.

(Unanimous Consent No. 1)

By Unanimous Consent granted to the City Attorney, a proposed Resolution, authorizing a representative of the City Attorney's office to travel to Washington, D.C. to attend a two-day seminar and authorizing expenditure of \$1,000 from Unallocated Reserve General Fund 100 (53.31) to cover expenses, was presented.

The motion of Councilman Haro to adopt the proposed Resolution, died for lack of a second.


Chief Deputy City Attorney Conrad answered questions directed by the Council.

Councilman Morrow moved to continue the matter to Unfinished Business of March 10, 1976 - 8:30 a.m. Council Meeting, which passed unanimously.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Councilman Williams, the Regular Meeting was adjourned at 3:38 p.m., in memory of John G. Inman, who passed away on February 21, 1976 (he was a long time resident of San Diego), and Mayor announced the Council would go into Executive Session, 12th Floor Council Conference Room on pending litigation.

Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California